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DATE: July 22, 2005

PTO IDENTIFIER: Application Number 10/627311-Conf. #1900
Patent Number

Inventor: Cydney C. BROOKS

MESSAGE TO: US Patent and Trademark Office

FAX NUMBER: (703) 872-9306

FROM: LAHIVE & COCKFIELD, LLP
Megan E. Williams, Esq.

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Attorney Dkt. #: ADY-001B

PAGES (Including Cover Sheet): 4

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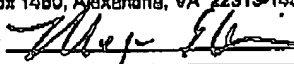
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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/627311-Conf. #1900	
	Filing Date	July 25, 2003	
	First Named Inventor	Cydney C. BROOKS	
	Art Unit	1653	
	Examiner Name	S. M. Mayer	
Total Number of Pages in This Submission	4	Attorney Docket Number	ADY-001B

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Notification of Erroneous Assertion of Small Entity Status; Certificate of Transmission
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	LAHIVE & COCKFIELD, LLP		
Signature			
Printed name	Megan E. Williams, Esq.		
Date	July 22, 2005	Reg. No.	43,270

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**In re the application of: Cydney C. Brooks****Serial No.: 10/627311****Filed: July 25, 2003****For: USE OF INSULIN RESPONSE MODULATORS
IN THE TREATMENT OF DIABETES AND INSULIN
RESISTANCE****Attorney Docket No.: ADY-001B****Group Art Unit: 1653****Examiner: S.M. Mayer**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

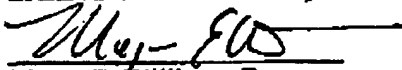
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Dated: July 22, 2005**Signature:  (Megan E. Williams, Esq.)****NOTIFICATION OF ERRONEOUS ASSERTION OF SMALL ENTITY STATUS****Dear Sir:**

At the time of filing, the above-identified patent application erroneously claimed small entity status. Applicants hereby submit that this error occurred without any fraudulent intent and through error. Applicants paid the filing fee based on large entity status at the time of filing and erroneously checked the box indicating small entity status on the Fee Transmittal.

It is respectfully requested that the above-identified patent application be deemed a large entity.

Respectfully submitted,**LAHIVE & COCKFIELD, LLP****Megan E. Williams, Esq.****Registration No. 43,270****Attorney for Applicants**

Dated: July 22, 2005
28 State Street
Boston, MA 02109
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PTO/SB/97 (05-04)

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Application No. (if known): 10/627311

Attorney Docket No.: ADY-001B

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on July 22, 2005
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